

**Presentment Date and Time: May 20, 2014 at 12:00 p.m. (ET)**  
**Objection Deadline: May 19, 2014 at 4:00 p.m. (ET)**

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Norman S. Rosenbaum  
Erica J. Richards  
James A. Newton

*Counsel for The Debtors and  
The ResCap Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	)	Case No. 12-12020 (MG)
	)	
RESIDENTIAL CAPITAL, LLC, <u>et al.</u> ,	)	Chapter 11
	)	
Debtors.	)	Jointly Administered
-----	)	

**NOTICE OF PRESENTMENT OF STIPULATION AND ORDER PURSUANT TO  
11 U.S.C. § 362(d) MODIFYING THE AUTOMATIC STAY IMPOSED BY 11 U.S.C. § 362(a)**

**PLEASE TAKE NOTICE** that the undersigned will present the attached proposed  
*Stipulation and Order Pursuant to 11 U.S.C. § 362(d) Modifying the Automatic Stay Imposed by  
11 U.S.C. § 362(a)* (the “**Stipulation and Order**”), to the Honorable Martin Glenn, United  
States Bankruptcy Judge, at the United States Bankruptcy Court for the Southern District of New  
York (the “**Bankruptcy Court**”), Alexander Hamilton Custom House, One Bowling Green,  
New York, New York 10004, Room 501, for signature on **May 20, 2014 at 12:00 p.m.**  
**(Prevailing Eastern Time).**

**PLEASE TAKE FURTHER NOTICE** that objections, if any, to the Stipulation and  
Order must be made in writing, conform to the Federal Rules of Bankruptcy Procedure, the

Local Bankruptcy Rules for the Southern District of New York, and the Notice, Case Management, and Administrative Procedures approved by the Bankruptcy Court [Docket No. 141], be filed electronically by registered users of the Bankruptcy Court's electronic case filing system, and be served, so as to be received no later than **May 19, 2014 at 4:00 p.m. (Prevailing Eastern Time)**, upon (a) counsel for The Debtors and The ResCap Liquidating Trust, Morrison & Foerster LLP, 250 West 55th Street, New York, NY 10019 (Attn: Norman S. Rosenbaum, Erica J. Richards, and James A. Newton); (b) the Office of the United States Trustee for the Southern District of New York, 201 Varick Street, Suite 1006, New York, NY 10004 (Attn: Tracy Hope Davis, Linda A. Riffkin and Brian S. Masumoto); (c) the Office of the United States Attorney General, U.S. Department of Justice, 950 Pennsylvania Avenue NW, Washington, DC 20530-0001 (Attn: U.S. Attorney General, Eric H. Holder, Jr.); (d) Office of the New York State Attorney General, The Capitol, Albany, NY 12224-0341 (Attn: Nancy Lord and Enid N. Stuart); (e) Office of the U.S. Attorney for the Southern District of New York, One St. Andrews Plaza, New York, NY 10007 (Attn: Joseph N. Cordaro); (f) counsel for Ally Financial Inc., Kirkland & Ellis LLP, 153 East 53rd Street, New York, NY 10022 (Attn: Richard M. Cieri); (g) counsel to Barclays Bank PLC, as administrative agent for the DIP lenders, Skadden, Arps, Slate, Meagher & Flom LLP, Four Times Square, New York, NY 10036 (Attn: Ken Ziman & Jonathan H. Hofer); (h) counsel for the committee of unsecured creditors, Kramer Levin Naftalis & Frankel LLP, 1177 Avenue of the Americas, New York, NY 10036 (Attn: Kenneth Eckstein & Greg Horowitz); (i) counsel for Ocwen Loan Servicing, LLC, Clifford Chance US LLP, 31 West 52nd Street, New York, NY 10019 (Attn: Jennifer C. DeMarco & Adam Lesman); (j) counsel for Berkshire Hathaway, Inc., Munger, Tolles & Olson LLP, 355 South Grand Avenue, Los Angeles, CA 90071 (Attn: Seth Goldman & Thomas B. Walper);

(k) Internal Revenue Service, P.O. Box 7346, Philadelphia, PA 19101-7346 (if by overnight mail, to 2970 Market Street, Mail Stop 5-Q30.133, Philadelphia, PA 19104-5016); (l) Securities and Exchange Commission, New York Regional Office, 3 World Financial Center, Suite 400, New York, NY 10281-1022 (Attn: George S. Canellos, Regional Director); and (m) counsel for the Requesting Parties, Rosicki, Rosicki, Associates, P.C., 51 E. Bethpage Road, Plainview, NY 11803 (Attn: Eric S. Sheidlower).

**PLEASE TAKE FURTHER NOTICE** that, if no objections to the Stipulation and Order are timely filed, served and received in accordance with this Notice, the Court may enter the Stipulation and Order without further notice or hearing.

Dated: May 12, 2014  
New York, New York

Respectfully submitted,

/s/ Norman S. Rosenbaum  
Norman S. Rosenbaum  
Erica J. Richards  
James A. Newton  
**MORRISON & FOERSTER LLP**  
250 West 55th Street  
New York, New York 10019  
Telephone: (212) 468-8000  
Facsimile: (212) 468-7900

*Counsel for The Debtors and  
The ResCap Liquidating Trust*

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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In re:	)	Case No. 12-12020 (MG)
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RESIDENTIAL CAPITAL, LLC, <u>et al.</u> ,	)	Chapter 11
	)	
Debtors.	)	Jointly Administered
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**STIPULATION AND ORDER PURSUANT TO 11 U.S.C. § 362(d)  
MODIFYING THE AUTOMATIC STAY IMPOSED BY 11 U.S.C. § 362(a)**

**WHEREAS** each of the parties listed on Exhibit 1 hereto (each a “**Requesting Party**” and collectively, the “**Requesting Parties**”) asserts that it holds a senior mortgage or security interest in the respective properties set forth on Exhibit 1 hereto (each, a “**Mortgaged Property**” and collectively the “**Mortgaged Properties**”);

**WHEREAS** undersigned counsel represents each of the Requesting Parties;

**WHEREAS** the Requesting Parties have obtained a foreclosure or other title search in connection with the pending or prospective foreclosure of each of the respective Mortgaged Properties which indicates that one of the above-captioned debtors (the “**Debtors**”), or other similarly-named entity, may hold a lien on the Mortgaged Property;

**WHEREAS** the Requesting Parties have requested (each a “**Request**,” and collectively, the “**Requests**”) that the Debtors consent to relief from the automatic stay, pursuant to section 362(d) of title 11 of the United States Code (the “**Bankruptcy Code**”), in order to permit the Requesting Parties to commence and/or complete the foreclosure of their respective interests in the Mortgaged Properties;

**WHEREAS** the Debtors and the ResCap Liquidating Trust, following a review of their records, have determined that to the best of their knowledge they never did, or no longer, hold an interest in the

Mortgaged Properties, although, in some instances an assignment of the Debtors' mortgage has not yet been filed;

**WHEREAS** the Debtors and the ResCap Liquidating Trust have agreed to consent to the Requests on the terms and conditions contained in this Stipulation and Order to permit the Requesting Parties to proceed with foreclosures without violating the automatic stay;

**WHEREAS** the Stipulation and Order is not being submitted under the Procedures approved by the Bankruptcy Court in the *Order Pursuant to Bankruptcy Code Sections 105(a) and 362(d) for Entry of an Order Approving Procedures by Which Third Parties May Request and Obtain Stipulated Relief from the Automatic Stay to Commence or Continue Actions to Foreclose Senior Liens* [Docket No. 1824] ("**Procedures Order**") due to the omnibus nature of the relief agreed upon;

**NOW, THEREFORE**, it is hereby stipulated and agreed as between the Debtors and each Requesting Party, each solely in respect of the Mortgaged Properties for which such Requesting Party seeks relief from the automatic stay, through their undersigned counsel; and after due deliberation and sufficient cause appearing, it is hereby

**ORDERED, ADJUDGED, AND DECREED THAT:**

1. The Requests are granted as set forth herein.
2. To the extent applicable, the automatic stay imposed in this case by section 362(a) of the Bankruptcy Code is modified under section 362(d) of the Bankruptcy Code to the extent necessary to allow each of the Requesting Parties to commence and/or complete the foreclosure of the mortgage and security interest it holds on the respective Mortgaged Property, as specified on **Exhibit 1** hereto.
3. By entering into this Stipulation and Order, counsel for the Requesting Party hereby represents that it is authorized to execute this Stipulation and Order on behalf of each of the Requesting Parties.

4. Nothing in this Stipulation and Order shall be deemed to affect in any way the rights of any entity, including the Debtors or The ResCap Liquidating Trust, to contest in any foreclosure proceeding the validity or relative priority of the applicable Requesting Party's mortgage and security interest in the respective Mortgaged Property relative to any other lien on such Mortgaged Property.

5. Nothing in this Stipulation and Order shall be construed to provide for the annulment of or any other retroactive relief from the automatic stay.

6. Each Requesting Party shall provide due notice to all parties required by applicable law to receive notice, as well as to the Debtors and The ResCap Liquidating Trust<sup>1</sup>, Ocwen Loan Servicing, LLC<sup>2</sup>, and Green Tree Servicing LLC<sup>3</sup>, in connection with any action to be taken with respect to the respective Mortgaged Property, including, but not limited to, proceeding with a sale of such Mortgaged Property, in accordance with and to the extent the Requesting Party would be required by applicable state law to provide notice to the holder of any lien on such Mortgaged Property.

7. A Requesting Party and the Debtors may agree, in a signed writing, to a modification of this Stipulation and Order solely with respect to the application of this Stipulation and Order to such Requesting Party, and such signed writing shall not be deemed to affect in any manner the application of this Stipulation and Order to any other Requesting Party, provided, however, that except

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<sup>1</sup> Notices should be served on the Debtors and The ResCap Liquidating Trust, at Corporation Service Company, 2711 Centerville Road, Suite 400, Wilmington, DE 19808 and 8400 Normandale Lake Boulevard, Bloomington, MN 55437.

<sup>2</sup> Notices should be served on Ocwen Loan Servicing, LLC, at 1100 Virginia Drive, Fort Washington, PA 19034 (Attn: Peter J. Mulcahy, Esq.).

<sup>3</sup> Notices should be served on Green Tree Servicing LLC via email at: [Foreclosure\\_Team@gt-cs.com](mailto:Foreclosure_Team@gt-cs.com) or via mail addressed to: Green Tree Servicing LLC, Mailstop: R214, 1400 Turbine Drive, Rapid City, SD 57703.

as specifically set forth in this paragraph, this Stipulation and Order may not be modified other than by further order of the Court.

8. This Stipulation and Order may be executed in multiple counterparts, each of which shall be deemed an original but all of which when taken together shall constitute one and the same instrument.

9. Pursuant to Bankruptcy Rule 4001(a)(3), the 14-day stay of this Stipulation and Order imposed by such Bankruptcy Rule is waived. Each Requesting Party is authorized to implement the provisions of this Stipulation and Order immediately upon its entry.

10. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation and interpretation of this Stipulation and Order.

<p>GMAC MORTGAGE, LLC</p> <p>By: <u>/s/ Norman S. Rosenbaum</u> Norman S. Rosenbaum Erica J. Richards James A. Newton <b>MORRISON &amp; FOERSTER LLP</b> 250 West 55th Street New York, New York 10019 Telephone: (212) 468-8000 Facsimile: (212) 468-7900</p> <p><i>Counsel for the Debtors and The ResCap Liquidating Trust</i></p>	<p>EACH OF THE REQUESTING PARTIES SET FORTH ON <b><u>EXHIBIT 1</u></b>, HERETO, EACH SOLELY IN RESPECT OF THE MORTGAGED PROPERTY FOR WHICH IT SEEKS RELIEF FROM THE AUTOMATIC STAY</p> <p>By: <u>/s/ William Knox</u> William Knox <b>ROSICKI, ROSICKI, ASSOCIATES, P.C.</b> 51 E. Bethpage Road Plainview, New York 11803 Telephone: (516)741-2585 Facsimile: (516) 873-7243</p> <p><i>Counsel for the Requesting Parties</i></p>
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APPROVED AND SO ORDERED

This \_\_\_\_ day of May, 2014, in New York, NY.

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**HONORABLE MARTIN GLENN  
UNITED STATES BANKRUPTCY JUDGE**

**EXHIBIT 1**

	REQUESTING PARTY	LIENHOLDER	BORROWER NAME(S)	ADDRESS
1	CitiMortgage, Inc.	CitiMortgage, Inc.	Angelia M. Paschal and Samuel A. Paschal	1839 N. Rutland Street, Wichita, KS 67206
2	Wells Fargo Bank, N.A. Successor by Merger to Wells Fargo Bank Minnesota, N.A., f/k/a Northwest Bank Minnesota, N.A., Solely as Trustee for Bear Stearns Asset Backed Securities I, LLC, Green Point Mortgage Funding Trust 2006-AR1, Mortgage Pass-Through Certificates, Series 2006-AR1	JPMorgan Chase Bank, N.A.	Armando Otalora	19421 Stonebrook Street, Fort Lauderdale, FL 33332
3	Bank of America, N.A.	Bank of America, N.A.	Benjamin R. McCorkle and Laura McCorkle	2303 Florida Boulevard, Bradenton, FL 34207
4	Green Tree Servicing, LLC, as Servicer for Federal National Mortgage Association	Green Tree Servicing, LLC	Brett E. Farling	609 State Street, #8, Portsmouth, NH 03801
5	CitiMortgage, Inc.	CitiMortgage, Inc.	Charles G. Baldwin and Amy E. Baldwin	4 John Street, Akron, NY 14001
6	LaSalle Bank National Association, as Trustee, on behalf of the holders of the Washington Mutual Mortgage Pass-Through Certificates, WMALT Series 2006-8	Select Portfolio Servicing, Inc.	Christine Swanson	1602 Coronado, Leander, TX 78641
7	Bank of America, N.A.	Bank of America, N.A.	Connie G. Ledford	108 Humber Ave, Lumpkin, GA 31815
8	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association	Green Tree Servicing, LLC	Crissa Black	114 Private Drive 4310 Street, Route 775, Proctorville, OH 45669
9	CitiMortgage, Inc.	CitiMortgage, Inc.	Dale L. White and Lisa C. White	3612 State Route 14, Rootstown, OH 44272
10	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	David Kirk	171 White Oaks Road, Laconia, NH 03246
11	CitiMortgage, Inc.	CitiMortgage, Inc.	Dawn C. Shearn	18890 Manzanita Drive, Twain Harte, CA 95383
12	Bank of America, N.A.	Bank of America, N.A.	Dennis Woodford and Cheryl Woodford	2620 West Mount Zion Road, Crestwood, KY 40014
13	Bank of America, N.A.	Bank of America, N.A.	Edward A. Weiskopf	2420 Allen Boulevard, Beachwood, OH 44122



	REQUESTING PARTY	LIENHOLDER	BORROWER NAME(S)	ADDRESS
14	CitiMortgage, Inc.	CitiMortgage, Inc.	Elizabeth A. Salopeck	8180 Deepwood, #12, Mentor, OH 44060
15	Seterus, Inc. as Servicer for Federal National Mortgage Association	Seterus, Inc.	Eric M. Stuck and Ashley B. Lupo	80 Ellicott Street, Rochester, NY 14619
16	Seterus, Inc. as Servicer for Federal National Mortgage Association	Seterus, Inc.	Ezequiel Gonzalez	3501 SW 118th Avenue, Miami, FL 33175
17	CitiMortgage, Inc., Successor by Merger to Associates Home Equity Services, Inc.	CitiMortgage, Inc.	Gary L. Kline and Donna Kline	5989 State Route 235 North, Lewistown, OH 43333
18	Bayview Loan Servicing, LLC, a Delaware Limited Liability Company	Bayview Loan Servicing, LLC	Gary Lower and Nancy Lower	214 Woodbridge Lane, Chardon, OH 44024
19	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	George S. McKee	2375 Azaella Drive, Longanville, GA 30052
20	Bank of America, N.A.	Bank of America, N.A.	Geraldine Defelice	53 Montowese Street, Hartford, CT 06114
21	Citibank, N.A., as Trustee for the Benefit of Registered Holders of Structured Asset Mortgage Investments II Trust 2007-AR3, Mortgage Pass-Through Certificates, Series 2007-AR3	Select Portfolio Servicing, Inc.	Hector Moreno	9854 Salt Water Creek Court, Lake Worth, FL 33467
22	Green Tree Servicing, LLC as Servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Holdie M. Daniel	28 Jackson Drive, Stony Point, NY 10980
23	Flagstar Bank, FSB	Flagstar Bank, FSB	James Davis	808 Brookwater Drive, McKinney, TX 75071
24	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association	Green Tree Servicing, LLC	James L. Palmer	6310 White Lake Road, Weyauwega, WI 54983
25	Bank of America, N.A.	Bank of America, N.A.	Jason Farnsworth and Marina Farnsworth	240 Abbott Drive, Austin, TX 78737
26	Citibank, N.A., as Trustee, for the benefit of registered holders of Structured Asset Mortgage Investments II Trust 2007-AR2, Mortgage Pass-Through Certificates, Series 2007-AR2	Select Portfolio Servicing, Inc.	Jason Miller and Alyson Kellee Miller	1701 Blind Pond Avenue, Lutz, FL 33549
27	U.S. Bank N.A., as Trustee, on Behalf of the Holders of the J.P. Morgan Alternative Loan Trust 2007-A2 Mortgage Pass-Through Certificates	Select Portfolio Servicing, Inc.	Jeannine Gelin	3642 SW 161 Terrace, Miramar, FL 33027
28	HSBC Mortgage Corporation (USA)	PHH-HSBC	Justin Behan and Erin Behan	17 Glenwood Drive, Goffstown, NH 03045

	REQUESTING PARTY	LIENHOLDER	BORROWER NAME(S)	ADDRESS
29	CitiMortgage, Inc.	CitiMortgage, Inc.	Kenneth A. Dalpe	1168 Socorro Way, Sacramento, CA 95833
30	Citibank, N.A., as Trustee, for the benefit of registered holders of Structured Asset Mortgage Investments II Trust 2007-AR3, Mortgage Pass-Through Certificates, Series 2007-AR3	Select Portfolio Servicing, Inc.	Lesley Shields and William Lomenield	12039 Colony Lakes Boulevard, New Port Richey, FL 34654
31	Green Tree Servicing, LLC as Servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Leslie Carter	9805 Bennigton Drive, Tampa, FL 33626-2443
32	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Louis A. Pittorf	434 Benzinger Street, Buffalo, NY 14206
33	Citimortgage, Inc.	CitiMortgage, Inc.	Lynn H. Crofford	520 Butte Avenue, Pacific, WA 98047
34	Bayview Loan Servicing, LLC	Bayview Loan Servicing, LLC	Maggy Martinez	1118 N. 26th Avenue, Hollywood, FL 33020
35	U.S. Bank N.A., as Trustee, on behalf of the holders of the J.P. Morgan Mortgage Trust 2007-S2 Mortgage Pass-Through Certificates	Select Portfolio Servicing, Inc.	Maritza Diaz	13801 S.W. 171 Terrace, Miami, FL 33177
36	US Bank Home Mortgage	US Bank, N.A.	Mark A. Williams and Rebecca D. Williams	829 Chinkapen Avenue, Nixa, MO 65714
37	Bayview Loan Servicing, LLC, a Delaware Limited Liability Company	Bayview Loan Servicing, LLC	Mary Cantleberry	892 Expressview Drive, Mansfield, OH 44905
38	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Mary K. Debski	67 Bluffs Drive, 116, Concord, NH 03303
39	Green Tree Servicing, LLC	Green Tree Servicing, LLC	Michael E. Murray	297 Hackett Hill Road, Hooksett, NH 03106
40	Green Tree Servicing, LLC As Servicer For Federal National Mortgage Association.	Green Tree Servicing, LLC	Paul A. Beckwith and Carrie S. Beckwith	560 Megan Drive, Manchester, NH 03109
41	LNV Corporation	Dovenmuehle Mortgage, Inc.	Penny Santiago and Elisvell Santiago	39 Laurel Lane, Loch Sheldrake, NY 12759
42	Deutsche Bank National Trust Company, as Trustee, in Trust for Registered Holders of Long Beach Mortgage Loan Trust 2005-WL2, Asset-Backed Certificates, Series 2005-WL2	Select Portfolio Servicing, Inc.	Priscilla Farmer	375 Ward Hollow Road, Shelbyville, TN 37160
43	CitiMortgage, Inc.	CitiMortgage, Inc.	Richard D. Brown and Leslie Brown	11225 S 32nd Terrace, Independence, MO 64052

	REQUESTING PARTY	LIENHOLDER	BORROWER NAME(S)	ADDRESS
44	CitiMortgage, Inc.	CitiMortgage, Inc.	Robert Harris and Carol Harris	1988 Glenrose Drive, Redding, CA 96001
45	Bank of America, N.A.	Bank of America, N.A.	Ronald J. Kelley	1616 Commercial Street, East Weymouth, MA 02189- 3014
46	Bank of America, N.A., as successor by merger to Countrywide Home Loans, Inc.	Bank of America, N.A.	Rosanna Herbert- Spann	658 Ashford Street, Brooklyn, NY 11207
47	Green Tree Servicing, LLC as Servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Russell Rosecrans	8 Alvord Street, Stratford, CT 06614
48	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Scotlyn Kephart and Shelley Kephart	6223 N. Moriah Drive, Nine Mile Falls, WA 99026
49	Green Tree Servicing, LLC as servicer for Federal National Mortgage Association.	Green Tree Servicing, LLC	Sharon Landowski	2119 County Road South, Edgar, WI 54426
50	Seterus, Inc. as Servicer for Federal National Mortgage Association	Seterus, Inc.	Susanna Eerhart	77 Seamans Street, Providence, RI 02908
51	WFB as Trustee for the Certificate-Holders of SASCO Mortgage Pass-Through Certificates, Series 2007-MLN1	Select Portfolio Servicing, Inc.	Timothy A. Hughes	2103 Denham Avenue, Columbia, TN 38401
52	CitiMortgage, Inc.	CitiMortgage, Inc.	William R Priem and Melissa S. Priem	744 Park Road, Painesville, OH 44077

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